

MESSAGE NO: 4155304 MESSAGE DATE: 06/04/2014

MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: LIQ-Liquidation PUBLIC ☒ NON-PUBLIC ☐
SUB-TYPE: ALI-Auto Liquidation

FR CITE: 76 FR 53404 FR CITE DATE: 08/26/2011

REFERENCE 9351002, 4093301, 4099302
MESSAGE #
(s):

CASE #(s): A-570-814

EFFECTIVE DATE: 08/26/2011 COURT CASE #:

PERIOD OF REVIEW: 07/01/2010 TO 06/30/2011

PERIOD COVERED: TO

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: Automatic liquidation instruction for certain carbon steel butt-weld pipe fittings from the People's Republic of China for the period 07/01/2010 through 06/30/2011 (A-570-814)

1. Commerce does not automatically conduct administrative reviews of antidumping duty orders. Instead, reviews must be requested pursuant to section 751(a)(1) of the Tariff Act of 1930, as amended, and in accordance with 19 CFR 351.213.

2. Commerce has not received a request for an administrative review of the antidumping duty order for the period and on the merchandise listed below. Therefore, in accordance with 19 CFR 351.212(c), for entries of certain carbon steel butt-weld pipe fittings (pipe fittings) used only in structural applications from the People's Republic of China (PRC), including those imported by King Architectural Metals, that entered, or were withdrawn from warehouse, for consumption between 07/01/2010 through 01/15/2011, liquidate at the cash deposit or bonding rate in effect at the time of entry. For entries of pipe fittings used only in structural applications from the PRC, including those imported by King Architectural Metals, that entered, or were withdrawn from warehouse, for consumption between 01/16/2011 through 06/30/2011, liquidate at the cash deposit rate currently in effect (Message 4093301). For all other entries of pipe fittings from the PRC that entered, or were withdrawn from warehouse, for consumption between 07/1/2010 through 06/30/2011, liquidate at the cash deposit or bonding rate in effect at the time of entry.

Product: Pipe Fittings

Country: PRC

Case number: A-570-814

Period: 07/01/2010 through 06/30/2011

3. There are no injunctions applicable to the entries covered by this instruction. The injunction to which message 9351002 refers enjoining liquidation of entries which are subject to the antidumping duty order on pipe fittings from the PRC imported by King Architectural Metals dissolved on 06/25/2012 (Message 4099302).

4. Notice of the lifting of suspension of liquidation of entries of subject merchandise covered by paragraph 2 occurred with the publication of the notice of initiation of administrative review for the

07/2011 anniversary month (76 FR 53404, 08/26/2011). Unless instructed otherwise, for all other shipments of pipe fittings from the PRC you shall continue to collect cash deposits of estimated antidumping duties for the merchandise at the current rates.

5. The assessment of antidumping duties by CBP on shipments or entries of this merchandise is subject to the provisions of section 778 of the Tariff Act of 1930, as amended. Section 778 requires that CBP pay interest on overpayments or assess interest on underpayments of the required amounts deposited as estimated antidumping duties. The interest provisions are not applicable to cash or bonds posted as estimated antidumping duties before the date of publication of the antidumping duty order. Interest shall be calculated from the date payment of estimated antidumping duties is required through the date of liquidation. The rate at which such interest is payable is the rate in effect under section 6621 of the Internal Revenue Code of 1954 for such period.

6. Upon assessment of antidumping duties, CBP shall require that the importer provide a reimbursement statement, as described in section 351.402(f)(2) of Commerce's regulations. The importer should provide the reimbursement statement prior to liquidation of the entry. If the importer certifies that it has an agreement with the producer, seller, or exporter, to be reimbursed antidumping duties, CBP shall double the antidumping duties in accordance with the above-referenced regulation. Additionally, if the importer does not provide the reimbursement statement prior to liquidation, reimbursement shall be presumed and CBP shall double the antidumping duties due. If an importer timely files a protest challenging the presumption of reimbursement and doubling of duties, consistent with CBP's protest process, CBP may accept the reimbursement statement filed with the protest to rebut the presumption of reimbursement.

7. If there are any questions by the importing public regarding this message, please contact the Call Center for the Office of AD/CVD Operations, Enforcement and Compliance, International Trade Administration, U.S. Department of Commerce at (202) 482-0984. CBP ports should submit their inquiries through authorized CBP channels only. (This message was generated by OV: SDH.)

8. There are no restrictions on the release of this information.

Michael B. Walsh

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party